



RCE

PATENT
ATTORNEY DOCKET NO.: 041514-5114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Mitsuru SATO et al.) Confirmation No.: 4674
Application No.: 09/813,898) Group Art Unit: 2652
Filed: March 22, 2001) Examiner: P. Agustin
For: TRACKING SERVO APPARATUS OF) ATTN: Mail Stop RCE
OPTICAL INFORMATION RECORDING)
AND REPRODUCING APPARATUS)

Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop RCE
Alexandria, VA 22314

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

Previously submitted:
 Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).
 Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

Enclosed:
 Supplemental Reply
 Other: Preliminary Amendment Filed with RCE Under 37 C.F.R. §1.114.

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

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3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

\$790.00

\$395.00 (for small entity)

(b) Additional Claims

| CLAIMS AS AMENDED | | | | | | |
|---|----------------------------------|-------|-----------------------------|---------------|----------------|------------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid | Present Extra | at Rate of | Total Fees |
| Total Claims (37 C.F.R. §1.16(c)) | 2 | minus | 20 | 0 | x \$50 each = | + \$00.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 1 | minus | 3 | 0 | x \$200 each = | + \$00.00 |
| [] First presentation of Multiple dependent claim(s) | | | | | \$360.00 | + \$00.00 |
| SUB-TOTAL = | | | | | | \$00.00 |
| Reduction by ½ for filing by a small entity | | | | | | - \$00.00 |
| TOTAL FEE = | | | | | | \$00.00 |

(c) Extension of Time

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

| Total Months Requested | Fee for Extension | Fee for Small Entity |
|---------------------------------------|-------------------|----------------------|
| <input type="checkbox"/> one month | \$ 120.00 | \$ 60.00 |
| <input type="checkbox"/> two months | \$ 450.00 | \$225.00 |
| <input type="checkbox"/> three months | \$1,020.00 | \$510.00 |

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

Enclosed is a check in the amount of \$_____.

The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 in the amount of \$790.00 for the RCE filing fee.

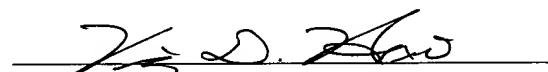
EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

Dated: January 26, 2005

By:


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